

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FANO, INC., a Washington corporation,)
Plaintiff,) NO. CV-05-0337-LRS
-vs-) ORDER OF DISMISSAL
T.D. Escrow Services Inc., DBA)
T.D. Service Company; TD Service)
Company; Law Offices of Steven)
J. Melmet Inc., "THE ALLIANCE";)
Kimberly Coonradt and John Doe)
Coonradt, husband and wife;)
Fairbanks Capital Corp.; Select)
Portfolio Servicing, Inc.; Bank)
of New York, as Trustee for the)
holders of the EQCC Asset Backed)
Certificates, Series 2001-2;)
Susan Earnest and John Doe)
Earnest, husband and wife.)
Defendants.)

Pursuant to Ct. Rec. 24 entered on February 2, 2007 and having received no further motions from either party, this case is **dismissed without prejudice**. Any money in the registry of the Court, including interest accrued, shall be returned to Plaintiff.

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IT IS SO ORDERED.

The District Court Executive is directed to file this Order, provide copies to counsel, and **CLOSE THIS FILE**.

DATED this 28th day of February, 2007.

s/Lonny R. Suko

LONNY R. SUKO
UNITED STATES DISTRICT JUDGE